



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/870,902	05/31/2001	Jonathan Robert Lamb		7755
20999	7590	10/17/2003		
FROMMER LAWRENCE & HAUG 745 FIFTH AVENUE- 10TH FL. NEW YORK, NY 10151				
			EXAMINER EWOLDT, GERALD R	
			ART UNIT 1644	PAPER NUMBER

DATE MAILED: 10/17/2003

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.

EXAMINER	
ART UNIT	PAPER NUMBER

DATE MAILED:

**Please find below a communication from the EXAMINER in charge of this application**

Commissioner of Patents

In the Response to Restriction Requirement, mailed 2/11/03, Applicant elected Group I. Applicant further elected the species Delta (Notch ligand) and IL-10 (composition capable of upregulating expression of said Notch ligand).

Applicant was further required to elect a specific cell, either lymphocyte or APC. Applicant appears to have elected different cell types for different claims.

As set forth in Claim 1, the method of the instant claims comprises "A method for producing a lymphocyte or antigen presenting cell". Accordingly, the chosen cell should be either a lymphocyte or APC for all of the claims, such that the elected method comprises either a method for producing a lymphocyte or a method for producing an APC. Upon rereading the species restriction requirement it is unclear whether this requirement was set forth properly.

Accordingly, Applicant is requested to choose either a method for producing a lymphocyte or a method for producing an APC for examination in all elected claims.

Since the response appears to be bona fide, Applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication should be directed to the Examiner, Dr. Gerald R. Ewoldt, Art Unit 1644, whose telephone number is 703-308-9805.

Any inquiry of a general nature or relating to the status of this application should be directed to the Technology Center customer service representative whose telephone number is (703) 308-0196.

G.R. Ewoldt, Ph.D.  
Primary Examiner  
Tech Center 1600  
October 14, 2002

A handwritten signature in black ink, appearing to read 'G.R. Ewoldt', with a stylized flourish at the end.

**G.R. EWOLDT, PH.D.**  
**PRIMARY EXAMINER**